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## **GENERAL WARRANTY DEED**

KNOW ALL MEN BY THESE PRESENTS:

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THAT SCOTTS-SIERRA HORTICULTURAL PRODUCTS COMPANY, f/k/a GRACE-SIERRA HORTICULTURAL PRODUCTS COMPANY, and also f/k/a GRACE-SIERRA HORTICULTURE PRODUCTS, CO., a corporation organized and existing under the laws of the State of California, GRANTOR, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, cash to it in hand paid by HOPE AGRI PRODUCTS, INC., a corporation organized and existing under the laws of the State of Arkansas, GRANTEE, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto the said GRANTEE, and unto its successors and assigns forever, the following lands lying in Hempstead County, Arkansas, to-wit:

Tract 1:

A part of the Southeast Quarter (SE%) of Section One (1) and the Northeast Quarter (NE¼) of Section Twelve (12), Township Twelve (12) South, Range Twenty-five (25) West, Hempstead County, Arkansas, lying North of Arkansas State Highway No. 32 and East of an existing railway spur track, and being more particularly described by metes and bounds as follows: Beginning at a 1/2" reinforcement steel rod set at the Point of Intersection of a line 50 feet North at right angles from and parallel with the centerline of Arkansas State Highway No. 32 and a line 50 feet East at right angles from and parallel with the centerline of an existing railway spur track, said Point of Beginning being 731.05 feet South and 1752.00 feet West from a 2" iron rod found in place at the Southwest corner of Section 6, Township 12 South, Range 24 West, Hempstead County, Arkansas; thence North 69° 10' 47" East 991.59 feet along a line 50 feet at right angles from and parallel with said centerline of Highway 32 to a 1/2" reinforcement steel rod set for corner; thence North 20° 49' 13" West 1437.39 feet to a 1/2" reinforcement steel rod set for corner 50 feet at right angles from the above mentioned

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centerline of existing railway spur tracks; thence South 23° 48' 26" West 935.67 feet along a line 50 feet at right angles from and parallel with said centerline of spur track to the P.C. of a curve to the left having a radius of 523.69 feet; thence Southerly with said curve a distance of 222.89 feet through a central angle of 24° 23' 08" along a line 50 feet radially from and concentric with said centerline of spur track to the P.T. of said curve; thence South 00° 34' 42" East 623.28 feet along a line 50 feet at right angles from and parallel with said centerline of spur track to the Point of Beginning.

## Tract 2:

A part of the Southeast Quarter (SE¼) of Section One (1) and the Northeast Quarter (NE¼) of Section Twelve (12), Township Twelve (12) South, Range Twenty-five (25) West, Hempstead County, Arkansas, lying North of Arkansas State Highway No. 32 and East of an existing railway spur track, and being more particularly described by metes and bounds as follows: Commencing at a 1/3" reinforcement steel rod set at the Point of Intersection of a line 50 feet North at right angles from and parallel with the centerline of Arkansas State Highway No. 32 and a line 50 feet East at right angles from and parallel with the centerline of an existing railway spur track, said Point of Beginning being 731.05 feet South and 1752.00 feet West from a 2" iron rod found in place at the Southwest corner of Section 6, Township 12 South, Range 24 West, Hempstead County, Arkansas; thence North 69° 10' 47" East 991.59 feet along a line 50 feet at right angles from and parallel with said centerline of Highway 32 to a 1/2" reinforcement steel rod set for corner, the Point of Beginning of the tract herein described; thence North 69° 10' 47" East 276.17 feet along a line 50 feet at right angles from and parallel with said centerline of Highway 32 to a 1/2" reinforcement steel rod set for corner; thence North 20° 49' 13" West 1717.17 feet to a 1/2" reinforcement steel rod set for corner 50 feet at right angles from the above mentioned centerline of railway spur tracks; thence South 23° 48' 26" West 393.13 feet along a line 50 feet at right angles from and parallel with said centerline of railway spur track to a 1/2" reinforcement steel rod set for corner; thence South 20° 49' 13" East 1437.39 feet to the Point of Beginning.

TO HAVE AND TO HOLD the same unto the said GRANTEE, and unto its successors and assigns forever, with all appurtenances thereunto belonging.

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And GRANTOR hereby covenants with the said GRANTEE that it will forever warrant and defend the title to the said lands against all claims whatever, except for matters of record.

IN WITNESS WHEREOF, GRANTOR has executed this instrument by its duly authorized officer on this  $13\frac{1}{12}$  day of July, 2005.

SCOTTS-SIERRA HORTICULTURAL PRODUCTS COMPANY

By: Michael P. Kerry Name: Michael P. Kerry Title: Vice Chairman Exec P

I hereby certify under penalty of false swearing that at least the legally correct amount of documentary stamps have been placed on this instrument.

GRANTEE or GRANTEE'S AGENT

P. O. Box 1271 Hope, Arkansas 71802-1271



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) ss:

**ACKNOWLEDGMENT** 

COUNTY OF UNION )

On this day personally appeared before the undersigned, a Notary Public within and for the County and State aforesaid, duly qualified, commissioned and acting, the within named Michiel P. Kutty to me personally well known, who stated that he was the Victhairman, Exec. V.P. of SCOTTS-SIERRA HORTICULTURE PRODUCTS COMPANY, a California corporation, and further stated that he was duly authorized in such capacity to execute the foregoing instrument for and in the name and behalf of said corporation, and further stated and acknowledged that he had so signed, executed and delivered the foregoing instrument for the consideration, uses and purposes therein mentioned and set forth.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal this 12 th day of July, 2005.

Ogna M Black

My Commission Expires:

Gina M. Black Notary Public State of Ohio mission Expires <u>1</u>8/00

THIS INSTRUMENT PREPARED BY:

WM. RANDAL WRIGHT Attorney at Law P. O. Box 1022 Hope, Arkansas 71802-1022 (870) 777-9383 wrwpa@sbcglobal.net

State of Arkansas • County of Hempstead

I hereby certify that this instrument was FILED FOR RECORD and is RECORDED on this DATE and TIME and in the BOOK and PAGE as stamped hereon.

DATE 07-19-2005 TIME 9:12 A M PAGE 739-742.

CAROLYN NEEL, Recorder of Hempstead County

Deputy Clerk



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